

**AMENDMENT No. #2 TO PROFESSIONAL SERVICES
AGREEMENT**

Lincoln Hills Water Tanks Project

THIS PROFESSIONAL SERVICES AGREEMENT AMENDMENT NO. 2 is made and

entered into this 10th of May, 2022, by and between the **CITY OF MISSOULA, MONTANA**, a municipal corporation organized and existing under the laws of the State of Montana, 435 Ryman, Missoula, Montana 59802, hereinafter referred to as “City,” and Morrison-Maierle, Inc, 1055 Mount Ave, Missoula, Montana 59801, hereinafter referred to as “Consultant.”

Recitals

1. On March 19,2020 the above parties entered into an agreement whereby the Consultant agreed to perform work and provide the services in accordance with the requirements of the Scope of Services, as described in Exhibit A for which the City agreed to pay the amount of One Hundred, Sixty-Six Thousand, One Hundred Dollars (\$166,100.00).
2. Since the execution of the Agreement, the parties desire to amend it as set forth in this Professional Services Agreement Amendment No. 1 to include additional work, as described in Exhibit A1. The Amendment No 1 did not change original cost.
3. Provisions of the original contract dated March 19, 2020, that are not amended herein remain in full force and effect.
4. Since the execution of the Amendment No. 1, the parties desire to amend it as set forth in this Professional Services Agreement Amendment No. 2 to include additional work, as described in Exhibit A2 not to exceed Eleven Thousand Six Hundred Ninety-Nine Dollars (\$11,699.00) for the additional work. This brings the Agreement total to \$177,799.
5. Provisions of the original contract dated March 19, 2020, that are not amended herein remain in full force and effect.

Amendment

In consideration of the mutual covenants and agreements herein contained, the receipt and sufficiency whereof being hereby acknowledged, the parties hereto agree to amend the Agreement as follows:

- 1. Scope of Work/Task Deadlines**, is amended to incorporate the following Scope of Services attached hereto as Exhibit A2.
- 2. Payment**, is amended in the first sentence to read as follows: "City agrees to pay Consultant an amount not to exceed One Hundred Seventy-Seven Thousand Seven Hundred Nine-Nine Dollars (\$177,799.00) for services performed pursuant to the Scope of Services."

CONSULTANT:

MAYOR

City of Missoula, Montana

John Engen

ATTEST:

APPROVED AS TO FORM AND CONTENT:

Martha L. Rehbein, CMC, City Clerk

Jim Nugent, City Attorney

(SEAL)